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Committee on Relations with the Host Country

Note verbale dated 6 July 2010 from the Permanent Mission of Nicaragua to the United Nations addressed to the Chair of the Committee on Relations with the Host Country

The Permanent Mission of Nicaragua to the United Nations presents its compliments to the Permanent Mission of Cyprus in its capacity as Chair of the United Nations Committee on Relations with the Host Country and has the honour to enclose copies of the following notes verbales:

(a) Note dated 10 June 2010, notifying the United States Mission of an incident that occurred at New York International Airport (JFK), where the Permanent Representative of Nicaragua was wrongfully detained (see annex I).

(b) Note dated 26 June 2010, notifying the United States Mission of a second incident relating to the arrival of the Permanent Representative of Nicaragua at Miami International Airport, where she was again unjustly detained (see annex II).

The Permanent Mission of Nicaragua respectfully requests the Permanent Mission of Cyprus, in its capacity as Chair of the United Nations Committee on Relations with the Host Country, to distribute the two enclosed communications.

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Annex I to the note verbale dated 6 July 2010 from the Permanent Mission of Nicaragua to the United Nations addressed to the Chair of the Committee on Relations with the Host Country

The Permanent Mission of Nicaragua to the United Nations presents its compliments to the United States Mission to the United Nations and informs it of the unacceptable and regrettable incident that occurred when H.E. Ms. María Rubiales de Chamorro, Permanent Representative of Nicaragua to the United Nations, entered the United States of America on Monday, 7 June 2010 at JFK airport in New York City.

The Permanent Representative, after disembarking from Taca flight 566 at 2.05 a.m., joined the line reserved for diplomats and handed the required papers to the official on duty who, after checking them, asked her to step out of the line and took her to an internal interrogation area, even though she had previously identified herself as the Permanent Representative of Nicaragua to the United Nations.

The Permanent Mission of Nicaragua protests vigorously about the treatment given to the Permanent Representative of Nicaragua, emphasizing that it is contrary to the spirit and letter of the Headquarters Agreement and the Vienna Convention on Diplomatic Relations, violating in particular article 29 thereof, which clearly lays down that "the person of a diplomatic agent shall be inviolable. He shall not be liable to any form of arrest or detention". The Permanent Mission of Nicaragua accordingly demands that the United States of America provide an immediate explanation regarding the aforementioned incident and that it take measures to ensure that there is no repetition.

Annex II to the note verbale dated 6 July 2010 from the Permanent Mission of Nicaragua to the United Nations addressed to the Chair of the Committee on Relations with the Host Country

The Permanent Mission of Nicaragua to the United Nations presents its compliments to the United States Mission to the United Nations and informs it of the unacceptable and regrettable incident that again occurred when H.E. Ms. María Rubiales de Chamorro, Permanent Representative of Nicaragua to the United Nations, entered the United States of America on Saturday, 26 June 2010 at Miami International Airport (MIA) in the City of Miami.

The Permanent Representative, after disembarking from LAN flight XL516 at 5.05 p.m., joined the line reserved for diplomats and handed the required papers to the official on duty who, after checking them, asked her to step out of the line and took her to an internal interrogation area, where undocumented persons and suspects are interrogated, even though she had previously identified herself as the Permanent Representative of Nicaragua to the United Nations.

The Permanent Mission of Nicaragua protests vigorously about the treatment given to the Permanent Representative of Nicaragua, emphasizing that it is contrary to the spirit and letter of the Headquarters Agreement and the Vienna Convention on Diplomatic Relations, violating in particular article 29 thereof, which clearly lays down that "the person of a diplomatic agent shall be inviolable. He shall not be liable to any form of arrest or detention". The Permanent Mission of Nicaragua accordingly demands that the United States of America provide an immediate explanation regarding the aforementioned incident and that it take measures to ensure once and for all that there is no repetition, this being the second time that the incident has occurred within a period of 10 days.